

District Judge Marsha J. Pechman

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

FAN JIANG,

Plaintiff,

v.

UNITED STATES CITIZENSHIP AND  
IMMIGRATION SERVICES, *et al.*,

Defendants.

No. 2:22-cv-1264-MJP

STIPULATION AND ORDER FOR  
EXTENSION OF ANSWER DEADLINE

NOTED FOR CONSIDERATION:  
DECEMBER 13, 2022

The parties, by and through their counsel of record, pursuant to Federal Rule of Civil Procedure 6 and Local Rules 10(g) and 16, and hereby jointly stipulate and move for an extension of the deadline for Defendants to respond to the Complaint. Currently, Defendants' responsive pleading to the Complaint is due on December 14, 2022.

A court may modify a deadline for good cause. Fed. R. Civ. P. 6(b). Continuing pretrial and trial dates is within the discretion of the trial judge. *See King v. State of California*, 784 F.2d 910, 912 (9th Cir. 1986).

The parties submit there is good cause for an extension of the deadline. Plaintiff brought this litigation pursuant to the Administrative Procedure Act and the Mandamus Act seeking an order to compel U.S. Citizenship and Immigration Services ("USCIS") to adjudicate Plaintiff's

STIPULATION AND ORDER FOR  
EXTENSION OF ANSWER DEADLINE  
2:22-cv-1264-MJP - 1

UNITED STATES ATTORNEY  
700 STEWART STREET, SUITE 5220  
SEATTLE, WASHINGTON 98101  
(206) 553-7970

1 Form I-539, Application to Extend/Change Nonimmigrant Status, and Form I-765, Application  
2 for Employment Authorization. USCIS recently adjudicated the application. However, Plaintiff  
3 requires additional time to review the decision and determine the next steps.

4 Accordingly, the parties respectfully request that Defendants' time to respond to the  
5 Complaint be extended from December 14, 2022 to January 13, 2023.

6  
7 Dated: December 13, 2022

Respectfully submitted,

8  
9 NICHOLAS W. BROWN  
United States Attorney

10 s/Michelle R. Lambert  
MICHELLE R. LAMBERT, NYS #4666657  
11 Assistant United States Attorney  
United States Attorney's Office  
12 1201 Pacific Avenue, Suite 700  
Tacoma, Washington 98402  
13 Phone: 206-428-3824  
Email: [michelle.lambert@usdoj.gov](mailto:michelle.lambert@usdoj.gov)  
14 *Attorney for Defendants*

15 s/Ralph Hua  
16 RALPH HUA WSBA #42189  
Fisher & Phillips LLP  
17 1700 7th Ave, Ste 2200  
Seattle, WA 98101  
18 Phone: (206) 247-7014  
Email: [rhua@fisherphillips.com](mailto:rhua@fisherphillips.com)

19 *Attorney for Plaintiff*  
20  
21  
22  
23  
24

**ORDER**

The parties having so stipulated, the above is SO ORDERED. Defendants' response to the Complaint is due on or before January 13, 2023.

DATED this 15th day of December, 2022.



MARSHA J. PECHMAN  
United States District Judge